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5 NICK MAKREAS,

6 No. C-11-2406 MMC

7 v. Plaintiff,

8 **ORDER VACATING FEBRUARY 3, 2012**
HEARING

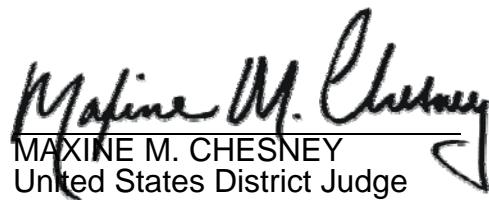
9 THE MOORE LAW GROUP, A.P.C., et al.,
10 Defendants.

11 Before the Court are two motions to dismiss, filed pursuant to Rule 12(b)(6) of the
12 Federal Rules of Civil Procedure: (1) defendant The Moore Law Group, A.P.C.'s ("Moore")
13 motion, filed November 21, 2011; and (2) defendant Citibank (South Dakota), N.A.'s
14 motion, filed November 14, 2011. Plaintiff Nick Makreas ("Makreas") has filed opposition to
15 each motion, and each defendant has filed a reply. Additionally, Makreas has filed a "reply"
16 to Moore's reply.¹ Further, with leave of court, Moore and Makreas have each filed
17 supplemental briefing to address a jurisdictional issue.

18 Having read and considered the papers filed in support of and in opposition to the
19 motions, the Court deems the matters suitable for determination on the parties' respective
20 written submissions, and VACATES the hearing scheduled for February 3, 2012.

21 **IT IS SO ORDERED.**

22 Dated: January 31, 2012


23 MAXINE M. CHESNEY
24 United States District Judge

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28 ¹As explained in the Court's order of December 23, 2011, although Makreas' filing of
a "reply" to a reply is procedurally improper, the Court will consider said filing.